

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

SOUNDVIEW ELITE LTD., and VANQUISH FUND  
LTD.

*Plaintiff*

v.

GERTI MUHO and LEVERAGED HAWK, INC.

*Defendant*

**13 CIV 6895**  
Civil Action No.

**JUDGE TORRES**

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Gerti Muho, 20 Exchange Place, 4504, New York, NY 10005  
Leveraged Hawk, Inc., 20 Exchange Place, 4504, New York, NY 10005

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Peter C. Harvey, Esq.  
Patterson Belknap Webb & Tyler LLP  
1133 Avenue of the Americas  
New York, N Y 10036

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**RUBY J KRAJICK**

*CLERK OF COURT*

Date: 09/27/2013

*Signature of Clerk or Deputy Clerk*

**AFFIDAVIT OF SERVICE**

**UNITED STATES DISTRICT COURT  
Southern District of New York**

Index Number: 13 CIV 6895

Date Filed: 9/27/2013

Plaintiffs:  
**SOUNDVIEW ELITE LTD., and VANQUISH FUND LTD.**

vs.

Defendants:  
**GERTI MUHO and LEVERAGED HAWK, INC.**



CSU2020113233

For:  
Patterson Belknap Webb & Tyler LLP  
1133 Avenue Of The Americas  
21st Floor  
New York, NY 10036-6710

Received these papers to be served on GERTI MUHO, 6031 GROVE STREET, RIDGEWOOD, NY 11385.

I, Eugene O. Ferrari, being duly sworn, depose and say that on the 2nd day of October, 2013 at 6:54 am, I:

served the above named Individual Pursuant to CPLR § 308 (2) by delivering and leaving a true copy of the Summons In a Civil Action, Civil Cover Sheet, Rule 7.1 Disclosure Statement, Complaint and Individual Practices in Civil Cases of Judge Analisa Torres, with Julietta Muho, Co-Resident at 6031 Grove Street, Ridgewood, NY 11385, the said premises being the respondent's place of Abode within the State of New York. Deponent completed service by mailing a true copy of the Summons in a Civil Action, Civil Cover Sheet, Rule 7.1 Disclosure Statement, Complaint and Individual Practices in Civil Cases of Judge Analisa Torres, in a postpaid envelope addressed to: 6031 Grove Street, Ridgewood, NY 11385 and bearing the words "Personal & Confidential" by First Class Mail on 10/2/2013 and placed in an official depository of the U.S.P.S. in the State of New York.

**Military Status:** Based upon my inquiry of the party served, the within named person is not in the military service of the United States of America.

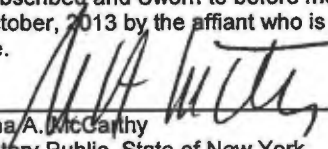
**Additional Information pertaining to this Service:**  
GPS TRACKING - 40.7099, -73.9013


CS, Inc. 181 Hillside Avenue, Williston Park, New York 11596. D.C.A. License # 1382542

**Description of Person Served:** Age: 60, Sex: F, Race/Skin Color: White, Height: 5'5", Weight: 180, Hair: Light Brown, Glasses: N

I am over the age of 18, am not a party in the above action, and am a Certified Process Server, in good standing, in the jurisdiction in which the process was served.

Subscribed and Sworn to before me on the 2nd day of October, 2013 by the affiant who is personally known to me.

  
Tina A. McCarthy  
Notary Public, State of New York  
No. 01MC6115830  
Qualified in Bronx County  
Commission Expires 09/13/2016

  
Eugene O. Ferrari  
D.C.A. License # 1255616

Our Job Serial Number: CSU-2020113233  
Ref: R 3342-002

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

Index No. 13 CIV 6895

SOUNDVIEW ELITE LTD. &amp; VANQUISH FUND

Plaintiff(s) Petitioner(s)

against

Calendar No.

~ AFFIDAVIT  
OF  
SERVICE

GERTI MUHO &amp; LEVERAGED HAWK, INC.

Defendant(s) Respondent(s)

STATE OF DELAWARE, COUNTY OF: NEW CASTLE

Ss.:

The undersigned, being sworn, says: Deponent is not a party herein, is over 18 years of age and resides at Wilmington, DE

On 10/1/13

at 2:30 PM .M., at C/O REGISTERED AGENT SOLUTIONS, INC. 1679 S. DUPONT HWY. DOVER, DE 19901

deponent served the within

☒ summons and complaint☐ subpoena duces tecum☐ citation☒ CIVIL CASE COVER SHEET, RULE 7.1 DISCLOSURE STATEMENT & INDIVIDUAL  
PRACTICES OF US DISTRICT COURT JUDGE ANALISA TORRES

on LEVERAGED HAWK, INC.

☒ defendant ☐ witness hereinafter called therein  
☐ -espondent the recipient lamed

INDIVIDUAL

1. ☐

by delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as said recipient therein.

CORPORATION

2. ☒

a DELAWARE corporation, by delivering thereat a true copy of each to SHAWN MCCARTY (PROCESS AGENT)

personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be AUTHORIZED PERSON thereof

SUITABLE  
AGE PERSON3. ☐by delivering thereat a true copy of each to a person of suitable age and discretion. Said premises is recipient's ☐ actual place of business ☐ dwelling place ☐ usual place of abode within the state.AFFIXING TO  
DOOR, ETC.4. ☐by affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling place ☐ usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereat, having called thereMAILING TO  
RESIDENCE  
USE WITH 3 OR 45A. ☐Deponent talked to at said premises who stated that recipient ☐ lived ☐ worked there. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipient's last known residence, at and depositedMAILING TO  
BUSINESS  
USE WITH 3 OR 45B. ☐

said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to recipient at recipient's actual place of business, at

in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

DESCRIPTION

☐

<input type="checkbox"/> Male	<input checked="" type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100-130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input checked="" type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input checked="" type="checkbox"/> 36-50 Yrs.	<input checked="" type="checkbox"/> 5'4"-5'8"	<input checked="" type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs. [- I Over 6'		<input type="checkbox"/> Over 200 Lbs.

☐

Other identifying features:

WITNESS  
FEES☐\$ the authorizing traveling expenses ☐ was paid (tendered) to the recipient  
and one days' witness fee: ☐ was mailed to the witness with subpoena copy.MILITARY  
SERVICE☐

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on 10/1/13

KEVIN DUNN  
NOTARY PUBLIC  
STATE OF DELAWARE  
My Commission Expires April 4, 2014

License No.

GRANVILLE MORRIS